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5 Attorney for Defendant,
DOUGLAS J. TULLIS
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8 IN THE UNITED STATES DISTRICT COURT
9 EASTERN DISTRICT OF CALIFORNIA, FRESNO

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11
12 UNITED STATES OF AMERICA,) Case No.: CR-F-05-00129 OWW
13 Plaintiff,) STIPULATION TO VACATE TRIAL DATE
14 vs.) AND SET PLEA HEARING AND
15 DOUGLAS J. TULLIS,) PROPOSED ORDER THEREIN
16 Defendant.)
17

18 IT IS HEREBY STIPULATED between the Defendant, DOUGLAS J.
19 TULLIS, by and through his attorney of record, Anthony P. Capozzi,
20 and Plaintiff, by and through Assistant United States Attorney,
21 Sheila K. Oberto that the Trial Confirmation Hearing now set for
22 April 3, 2006, at 9:00 a.m. and the Trial now set for April 18,
23 2006 be vacated.

24 It is further stipulated by the parties that a Plea Hearing
25 will be set for Monday, May 1, 2006 at 1:30 p.m.

26 In addition, it is also stipulated by the parties that any
27 delay resulting from this continuance shall be excluded on the
28 following basis:

1. Title 18, United States Code, Section 3161(h)(8)(A) --
2. that the ends of justice served by taking such action
3. outweighs the best interest of the public and the
4. defendant in a speedy trial;
5. 2. Title 18, United States Code, Section 3161(h)(8)(ii) --
6. that it is unreasonable to expect adequate preparation
7. for pre-trial proceedings or for the trial itself with
8. the time limits established due to the complexity of the
9. case.

10. Respectfully submitted,

11. Dated: March 15, 2006

12. /s/ Anthony P. Capozzi
13. Anthony P. Capozzi,
14. Attorney for Defendant,
15. DOUGLAS J. TULLIS

16. Dated: March 15, 2006

17. /s/ Sheila K. Oberto
18. Sheila K. Oberto,
19. Assistant U.S. Attorney

ORDER

IT IS SO ORDERED. Good cause having been shown, the Trial Confirmation Hearing and the Trial shall be vacated and a Plea Hearing shall be set for Monday, May 1, 2006 at 1:30 p.m.

Additionally, time shall be excluded by stipulation from the parties and pursuant to 18 USC §§ 3161(h)(A) and 3161(h)(B)(ii).

Dated: March 15, 2006

/s/ OLIVER W. WANGER
Honorable Oliver W. Wanger,
U.S. District Court Judge